IN THE HIGH COURT OF JUDICATURE AT BOMBAY

CIVIL APPELLATE JURISDICTION

WRIT PETITION NO.4328 OF 2004

Smt Bhoryabai P. Barde ... Petitioner

v/s

Bharat G. Pawar and ors. ... Respondents

Mr Dinesh A. Adsule for Petitioner.

None for Respondents.

CORAM : D.K. DESHMUKH J.

DATE : 22ND JUNE 2005.

P.C. :-

1. The appeal Court has found that the sale-deed is of the year 1994, the suit is filed after 10 years and therefore, it will not be appropriate to grant temporary injunction restraining the defendant No.1, who is holding the property as owner for the last ten years, from raising construction. I do not find any patent error or illegality in the order impugned. Petition is rejected.

. Parties to act on the copy of this order duly authenticated by the Sheristedar / Personal Secretary of this Court as true copy.

. Certified copy expedited.